

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Edward Duane Hill

Docket No. 278581

LC No. 06-010464-01

Kathleen Jansen  
Presiding Judge

Peter D. O'Connell

Donald S. Owens  
Judges

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The Court orders that the motion for immediate consideration is GRANTED.

The Court orders that the motion to remand is GRANTED, and the matter is remanded to the trial court so that appellant may file, within 21 days, a motion for new trial based on newly discovered evidence. Proceedings on remand are limited to the issue as raised in the motion to remand.

Appellant is to file with this Court a copy of any motion and any supporting brief filed in the trial court within 21 days of the Clerk's certification of this order. **The trial court is to decide the matter within 56 days of the Clerk's certification of this order.** Appellant must file with the Clerk of this Court copies of all orders entered on remand within 14 days after entry by the trial court.

In the event that the trial court holds a hearing on appellant's motion for new trial, the trial court is to cause a transcript of the hearing on remand to be prepared and filed within 21 days after completion of the proceedings.

This Court retains jurisdiction in the cause, and the time for proceeding with the appeal in this Court begins upon issuance of an order in the trial court that finally disposes of the remand proceedings.

If the appellant fails to file remand pleadings in the trial court within the 21-day period, the time for proceeding with the appeal in this Court begins 21 days from the date of certification of this order.

On the Court's own motion, this matter is ADJOURNED from the November 2008 case call.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

**OCT 22 2008**  
Date

*Sandra Schultz Mengel*  
Chief Clerk